IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA : CRIMINAL

:

v. : NO. 09-531-1

:

CARLOS DIAZ and LUIS FIGUEROA

ORDER

AND NOW, this 4th day of September, 2013, upon consideration of the Motion to Vacate, Set Aside or Correct a Sentence Under 28 U.S.C. § 2255 (Document No. 86) and the government's response, it is **ORDERED** that the motion is **DENIED**.

IT IS FURTHER ORDERED that there is no probable cause to issue a certificate of appealability.

/s/Timothy J. Savage TIMOTHY J. SAVAGE, J.